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BEFORE THE  
ILLINOIS COMMERCE COMMISSION

IN THE MATTER OF: )  
 )  
NATIONAL TELEPHONE COMPANY, L.L.C., )  
 ) No. 02-0003  
Application for a Certificate of )  
Service Authority to provide )  
customer-owned pay telephone service )  
(COPTS) within the State of Illinois.)  
Chicago, Illinois  
May 20, 2002

Met pursuant to notice at 10:00 a.m.

BEFORE:  
MR. JOHN RILEY, Administrative Law Judge.

APPEARANCES:  
MS. CINDY WALKER  
3116 Garden Brook Drive  
Farmers Branch, Texas 75234  
Appearing via telephone for the Applicant.

SULLIVAN REPORTING COMPANY, by  
Giraida B. Crowder, CSR

1		<u>I</u> <u>N</u> <u>D</u> <u>E</u> <u>X</u>	
			Re- Re- By
2	<u>Witnesses:</u>	<u>Direct</u> <u>Cross</u> <u>direct</u> <u>cross</u>	<u>Examiner</u>
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7		<u>E</u> <u>X</u> <u>H</u> <u>I</u> <u>B</u> <u>I</u> <u>T</u> <u>S</u>	
	<u>Number</u>	<u>For Identification</u>	<u>In Evidence</u>
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1 JUDGE RILEY: Pursuant to the direction of the  
2 Illinois Commerce Commission, I now call Docket  
3 02-0003. This is an application by National  
4 Telephone Company, LLC, for a certificate of Service  
5 Authority to provide customer-owned pay telephone  
6 service within the State of Illinois.

7 And on the line at this time is an  
8 individual that I have spoken to before. This is  
9 Cindy Walker?

10 MS. WALKER: Correct.

11 JUDGE RILEY: And, Ms. Walker, is your first name  
12 Cin- -- do you go by Cindy or Cynthia?

13 MS. CINDY: No, name is just plain-Jane Cindy.

14 JUDGE RILEY: It is Cindy. Okay. We had advised  
15 you -- I had advised the company that they had to  
16 file an amended application, filling in a number of  
17 blanks that were on the original application. And  
18 the Clerk's Office -- our Chief Clerk's Office did  
19 receive the amended application from you; however,  
20 they sent a copy -- they didn't send a copy of it.  
21 They sent the copy that you had provided to them  
22 back up to me and informed me that I need to

1 instruct you that the amended application, one, it  
2 has to have an original signature page. It can't be  
3 a copy. And it also has to have a fresh  
4 verification.

5 MS. WALKER: What do you mean a fresh verifi- --  
6 oh, a notary?

7 JUDGE RILEY: Exactly. Something -- it has to  
8 have a new one. So the original verification of  
9 November 5 is --

10 MS. WALKER: You know, I called and verified all  
11 this information with them and they said that  
12 everything was okay whenever I sent it to them. I  
13 said are there any problems? They told me no.

14 JUDGE RILEY: Well, do you know who you spoke to?

15 MS. WALKER: I called and asked to speak to  
16 Debbie, is that her name? Let me check here, let me  
17 see. No, Donna. And I was talking to another  
18 woman. Let me see. Sharon. I didn't get her last  
19 name. And they said that everything was fine, they  
20 looked at it, and there were two copies.

21 JUDGE RILEY: There were two copies?

22 MS. WALKER: Yes, sir.

1 JUDGE RILEY: You sent two copies to them?

2 MS. WALKER: Yes, sir.

3 JUDGE RILEY: Did either one of them have an  
4 original? Have a signature or an original  
5 verification?

6 MS. WALKER: I don't think the notary was, but  
7 the signature was original. I think it was -- well,  
8 it was -- how can I say this. It was the actual  
9 signatures because they notarized two at the same  
10 time. See, that's what I don't understand.

11 JUDGE RILEY: I'm in the dark now myself because  
12 Clerk's Office simply sent me up a copy of the  
13 covered memo that says notice of continuance of  
14 hearing and it's got your handwriting on there in  
15 bright orange.

16 MS. WALKER: Right.

17 JUDGE RILEY: It says please see attached amended  
18 application, thanks, Cindy. And then attached to  
19 that was the duplicate copy.

20 MS. WALKER: Right. And then there was the  
21 original copy. You could tell because the way --  
22 one of them is written in pen and one's a photocopy.

1 JUDGE RILEY: And you sent one with the original  
2 signature page at that time?

3 MS. WALKER: Yeah. See, and that's what -- I  
4 know that the thing was a photocopy. But I had two  
5 copies where they had been signed.

6 JUDGE RILEY: So --

7 MS. WALKER: And I got all this other information  
8 from them, too. It's a mess, I know.

9 JUDGE RILEY: I'm just at a loss as to --

10 MS. WALKER: There should have been two copies.

11 JUDGE RILEY: Well, when you say two copies --

12 MS. WALKER: There should have been an original  
13 and a copy.

14 JUDGE RILEY: Right, exactly. So you --

15 MS. WALKER: Because that's what I have here. I  
16 have what I sent, the day that I sent it, and I have  
17 all the notes of what they told me, the changes and  
18 stuff. I have all that.

19 JUDGE RILEY: Can you hold on a minute and I'll  
20 see if maybe I can get Donna on the line.

21 MS. WALKER: Okay.

22 JUDGE RILEY: Hold on.

1 (Recess taken.)

2 (Whereupon, Ms. Donna Caton  
3 joined the proceedings via  
4 telephone.)

5 JUDGE RILEY: I have on the line with me a  
6 Ms. Cindy Walker on behalf of National Telephone  
7 Company. It's our Docket 02-0003. And there  
8 apparently is some confusion. Ms. Walker is telling  
9 me that she had filed an amended application with an  
10 original signature page in this matter very  
11 recently. And your office had sent back to me what  
12 had been -- what they say had been filed which is  
13 just all duplicate copies which is all a  
14 reproductive copy of the signature page and the  
15 verification. And I'm trying to get to the bottom  
16 of it and find out where that original would be.

17 MS. WALKER: There were two copies sent.

18 MS. CATON: What do you have, John? I mean, did  
19 it come in to us like just a copy? If it's not an  
20 original, then of course we can't accept it.

21 JUDGE RILEY: Right. Exactly. Now, that's what  
22 was sent back to me.

1 MS. CATON: And it's not docketed?

2 JUDGE RILEY: It's not docketed, no. It says the  
3 application has amended on it. What Ms. Walker was  
4 saying is that she sent an original and a copy.

5 MS. CATON: Well, we certainly wouldn't have  
6 thrown it away if an original came in here. This is  
7 what we do every day, so we wouldn't have just  
8 picked hers out and thrown it away.

9 MS. WALKER: I sent it out FedEx.

10 JUDGE RILEY: I should have let you know, Donna,  
11 Ms. Walker is on the line.

12 MS. CATON: Right.

13 You sent it by FedEx?

14 MS. WALKER: Yes, ma'am.

15 MS. CATON: And when was it delivered? Did you  
16 track it?

17 MS. WALKER: No, ma'am, I did not. I sent it on  
18 the 15th.

19 MS. CATON: You know, sometimes people think they  
20 put an original in. I mean, we would have no reason  
21 to take your original and throw it away. I mean, I  
22 know you know that. So I don't know.



1                   The last thing that I show docketed in  
2 this case was a continuance that was sent out on May  
3 6th, so I don't show any official documents being  
4 received here.

5                   And, John, you're saying we forwarded  
6 that to you, then, and you're not seeing an original  
7 either?

8       JUDGE RILEY: Exactly. Right. So what it comes  
9 down to, Ms. Walker, is that you're saying that you  
10 did file an original of this amended application  
11 with the Clerk's Office?

12       MS. WALKER: Right. There is a photocopy in  
13 there.

14       JUDGE RILEY: Right. The photocopy I've got.  
15 What we need is the original signature page and a  
16 brand new --

17       MS. WALKER: Right, with the actual notary stamp.

18       MS. CATON: Right.

19       JUDGE RILEY: Right.

20       MS. CATON: Did you keep a copy and perhaps by  
21 error kept the original?

22       MS. WALKER: No, because I only had two copies of

1 it the first time, two original copies. And sent  
2 one of them to you all.

3 JUDGE RILEY: See, Ms. Walker, I don't know what  
4 two originals copies means.

5 MS. WALKER: Okay. It means that whenever he  
6 signed it the first time, he signed two of them.

7 MS. CATON: So he signed it orig- -- he didn't --  
8 you didn't make a copy, you had two originals?

9 MS. WALKER: Yes.

10 MS. CATON: And then you had both of those  
11 notarized?

12 MS. WALKER: No. One -- they were -- one was a  
13 photocopy, the other one was the actual stamped  
14 notary because -- and his signature.

15 MS. CATON: Well, John, of course I can't see  
16 what you have in front of you, but I just can't  
17 imagine if it was an original that we would have not  
18 kept it and not docketed it.

19 Is this something, John, that could be  
20 considered as an exhibit at the hearing or not?

21 JUDGE RILEY: You mean what I've got?

22 MS. CATON: Yeah.

1 JUDGE RILEY: No. All it is is just a  
2 reproductive copy of an amended application.

3 MS. CATON: Do you want me to FedEx you another  
4 one?

5 JUDGE RILEY: Okay. Ms. Walker, what I want you  
6 to do is that if you have a copy -- let me start  
7 over.

8 If you have this amended application  
9 with an original signature from Mr. Mokry and a  
10 fresh verification --

11 MS. WALKER: I'll tell you what; I will do that  
12 right now. I have photocopies right now.

13 MS. CATON: You're going to need to go and get an  
14 original signature on it and then you'll need to get  
15 an original notary verification.

16 MS. WALKER: That's no problem.

17 JUDGE RILEY: And send that directly to Donna  
18 Caton's office, the Chief Clerk's Office.

19 MS. WALKER: Can I send it to her attention?

20 JUDGE RILEY: Send it to --

21 MS. CATON: Well, I think that's probably what  
22 you did, didn't you, before?

1 MS. WALKER: No, ma'am.

2 MS. CATON: Where did you send that original  
3 before?

4 MS. WALKER: To the Chief Clerk.

5 MS. CATON: Well, that's who I am.

6 MS. WALKER: Okay.

7 MS. CATON: That's one and the same person. So I  
8 think that's where you've been sending your stuff.  
9 So I don't know.

10 MS. WALKER: I sent it FedEx.

11 MS. CATON: You have a hearing today? Or you  
12 did?

13 JUDGE RILEY: We have a status going, that's all.

14 MS. CATON: Oh, that's what this is, a status  
15 hearing. Okay.

16 JUDGE RILEY: Right. Exactly. And I'm sorry to  
17 barge in on you like this, but it's just we had this  
18 confusion as to what was filed and what was sent.

19 MS. CATON: Right. And I can see where she  
20 thought she mailed an original and we're not showing  
21 anything here. You're just showing a copy again.  
22 So if you would do the originals, have

1   them verified and file it as an amended petition, as  
2   soon as we get it then Mr. Riley will be advised of  
3   that.

4       MS. WALKER:   Can I sent it to -- I'm going to  
5   send it FedEx again to you all.   You should receive  
6   it tomorrow.

7       MS. CATON:   That's fine.

8       JUDGE RILEY:   Okay.   Then if you get that  
9   tomorrow, then, Ms. Walker --

10      MS. WALKER:   We'll go from there.

11      JUDGE RILEY:   Exactly.

12      MS. WALKER:   Is that the only thing?

13      JUDGE RILEY:   That as of right now is the only  
14   thing I can think of.   Who will be testifying in  
15   support of this application when we go to hearing?

16      MS. WALKER:   Mr. Mokry.   And then I'll make sure  
17   that he has a copy of all this.

18      JUDGE RILEY:   All right.   Any further questions  
19   that I have I can ask of Mr. Mokry once we get to  
20   hearing.   That's not a problem.

21      MS. WALKER:   It took me forever just to get a  
22   copy of the --

1 MS. CATON: John, do you need me on the line  
2 anymore?

3 JUDGE RILEY: Ms. Walker, do you have anything  
4 further for Ms. Caton?

5 MS. WALKER: No, ma'am.

6 JUDGE RILEY: Donna, thank you very much.

7 MS. CATON: No problem. And I will get that as  
8 soon as you get it here and get it docketed and then  
9 have -- you know, John can have another hearing.

10 JUDGE RILEY: Right.

11 MS. WALKER: Thank you, ma'am.

12 MS. CATON: Thank you.

13 JUDGE RILEY: Thank you, Donna.

14 MS. CATON: Bye-bye.

15 (Whereupon, Ms. Donna Caton  
16 left the proceeding.)

17 MS. WALKER: You know, I'm sitting here going  
18 through all this and I still don't have -- I know I  
19 sent it because I had two original signatures. I  
20 made a photocopy because I wasn't told whether or  
21 not there needed to be another copy.

22 JUDGE RILEY: Well, I don't know what the mystery

1 is as to where that original went, but we've got to  
2 clear it up. So I think the quickest way to do that  
3 would be just simply to send another original with a  
4 brand new verification to Ms. Caton's office.

5 MS. WALKER: Okay. I appreciate that.

6 JUDGE RILEY: You've got that address, right?

7 MS. WALKER: I sent it to them, yes.

8 JUDGE RILEY: Okay. That's 527 East Capitol  
9 Street in Springfield.

10 MS. WALKER: East Capitol, yes.

11 JUDGE RILEY: 62701.

12 MS. WALKER: Yes.

13 JUDGE RILEY: One of the things I'd like to do  
14 then, do you know what Mr. Mokry's schedule is?

15 MS. WALKER: No. I can get back with you on  
16 that.

17 JUDGE RILEY: Because I'd like to set a date for  
18 a hearing.

19 MS. WALKER: I understand. I tell you what, let  
20 me see if I can get a hold of him and then get back  
21 with you.

22 JUDGE RILEY: Just to be on the safe side and

1 just for the record, and this is not -- what I want  
2 to do is before we adjourn, why don't I just put  
3 this as going to hearing at 11:00 a.m. on May 30 --  
4 MS. WALKER: May the 30th.  
5 JUDGE RILEY: -- and I'll just put that in  
6 pencil.  
7 MS. WALKER: May the 30th.  
8 JUDGE RILEY: Right. And if there is anything  
9 wrong with Mr. Mokry's schedule for May 30, contact  
10 me immediately and we can just set a new date.  
11 MS. WALKER: What time?  
12 JUDGE RILEY: That will be 11:00 a.m.  
13 MS. WALKER: Our time or your time?  
14 JUDGE RILEY: Well, as a matter of fact, I think  
15 we're all on Central Time here, aren't we.  
16 MS. WALKER: I guess so, yes.  
17 JUDGE RILEY: Yeah, that'll be 11:00 o'clock --  
18 MS. WALKER: Because it's 10:24 right now.  
19 JUDGE RILEY: That's -- we're all on the same  
20 time. We're in the same time zone. So that would  
21 be 11:00 a.m. on May 30 pending what I hear from  
22 you. And if there's any glitch, by all means let me



1 know immediately and we'll just set a new date.

2 MS. WALKER: All right, sir.

3 JUDGE RILEY: All right, Cindy.

4 MS. WALKER: I appreciate it.

5 JUDGE RILEY: Thank you very much. I appreciate  
6 your help.

7 (Whereupon, the above-entitled  
8 matter was continued  
9 to May 30, 2002 at 11:00 a.m.)

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